

TRUSTEES OF MICHIGAN REGIONAL
COUNCIL OF CARPENTERS' EMPLOYEE
BENEFITS FUND; TRUSTEES OF
MICHIGAN REGIONAL COUNCIL OF
CARPENTERS' ANNUITY FUND;
TRUSTEES OF CARPENTERS' PENSION
TRUST FUND - DETROIT AND VICINITY;
AND TRUSTEES OF THE CARPENTERS'
VACATION FUND - DETROIT AND
VICINITY, THE MICHIGAN REGIONAL
COUNCIL OF CARPENTERS, UNITED
BROTHERHOOD OF CARPENTERS AND
JOINERS OF AMERICA,

Plaintiffs,

vs.

Case No. 06-15542
Hon. Patrick J. Duggan

FERMEZZA CONCRETE, INC., Michigan
corporation, and GRACE MARSHALL, an
individual, jointly and severally

Defendants.

PLAINTIFFS' EXPARTE MOTION FOR ALTERNATE SERVICE

Plaintiffs, through counsel, hereby request that an Order for Alternate Service
permitting that the Summons, Complaint and all other papers in this case be served
upon Defendants, Fermezza Concrete, Inc. and Grace Marshall, first class mail, and/or
certified mail, return receipt requested, to 22385 Starks Drive, Clinton Township,
Michigan 48036, and/or by firmly tacking or affixing a copy of such Summons and
Complaint to the front door of said residence. The grounds for this motion are set out in
the accompanying Affidavit of Process Server and Change of Address or Boxholder
Request Form attached as Exhibit 1 in Plaintiffs' brief.

BY: s/Michael A. Novara

Michael A. Novara (P64388)

Attorneys for Plaintiffs

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(248) 354-0380

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Dated: February 6, 2007

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**BRIEF IN SUPPORT OF PLAINTIFFS' EXPARTE MOTION FOR ALTERNATE
SERVICE**

Service of process upon Defendants Fermezza Concrete, Inc. and Grace Marshall cannot be reasonably made as otherwise shown by the accompanying Affidavit of Process Server and Change of Address or Boxholder Request Form (**Exhibit 1**). It is clear that 22385 Starks Drive, Clinton Township, Michigan 48036, is the last known address of the Defendants Fermezza Concrete, Inc. and Grace Marshall. Further, in support of their motion, Plaintiffs rely on Fed. Rul. Civ. P. Rule 4(e)(1) and MCR 2.105(l)(1) and 2.106.

Accordingly, Plaintiffs' request an order providing for alternate service of the Summons, Complaint and all other papers in this case.

By: s/Michael A. Novara

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Attorney for Plaintiffs

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CERTIFICATE OF SERVICE

I hereby certify that on February 6, 2007, I electronically filed the foregoing paper with the Clerk of the Court using the ECF system which will send notification of such filing to the Court. Furthermore, I hereby certify that my secretary mailed by United States Postal Service the papers to the following non-ECF participant,

Fermezza Concrete, Inc.
22385 Starks Drive
Clinton Township, Michigan 48036

Grace Marshall
22385 Starks Drive
Clinton Township, Michigan 48036

Respectfully submitted,

NOVARA, TESIJA & McGUIRE, P.L.L.C.

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